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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

May 13, 2013

Certified Return Receipt
7011 0110 0001 3568 1021

Branch Cox
MKJ Construction LLC
47 W. Center St.
Fairview, UT 84629

Subject: Division Directive to Submit a Notice of Intention to Commence Small Mining Operations or to Reclaim, MKJ Construction LLC, Scott Mower Property Mine, S/039/0032, Sanpete County, Utah

Dear Mr. Cox:

As per the requirements of R647-3-113.5, the Division of Oil Gas and Mining requires that all mining operations in the State of Utah submit and maintain a mining permit approved by the Division. On April 17, 2013, the Division inspected your landscape rock mine located on Mr. Scott Mower's property on Mountainville Highway, south of Fairview. The Division has not approved a mining permit for your operation.

You are hereby directed to EITHER:

- 1) Submit a Notice of Intent to Commence Small Mining Operations (Notice), a Reclamation Contract, small mine permitting fees (\$150), and reclamation surety by May 20, 2013. The documents can be found at the Division website at http://linux1.ogm.utah.gov/WebStuff/wwwroot/minerals/permit_forms.html.

OR

- 2) Regrade all mining-related disturbance by June 3, 2013. The site will also need to be revegetated. Unless Mr. Mower prefers otherwise, it is recommended that the site be reseeded during the fall of 2013 on freshly-roughened soil.

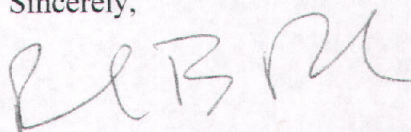
On April 29, 2013, Brook Cox spoke with Peter Brinton of the Division, who explained the need for this action, and who sent her an email informally outlining the general steps required to permit a small mine. Please contact us if you have any additional questions.

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Failure to either proceed with permitting or to complete reclamation as required may result in enforcement action.

If you have questions or concerns about this letter, please contact Peter Brinton at 801-538-5258, or me at 801-538-5261. Thank you for your cooperation.

Sincerely,

A handwritten signature in dark ink, appearing to read 'P. B. Baker', written in a cursive style.

Paul B. Baker
Minerals Program Manager

PBB: pnb: eb

cc: Brook Cox, MKJ Construction LLC. (brookcox@hotmail.com)
Scott Mower, landowner (P.O. Box 524, Fairview, UT 84629)

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